

**The Debate
over the Reorganization
of the
Ninth Circuit Court of Appeals**

A Bibliography

by

Ninth Circuit Library Staff*

*see Statement of Purpose, following page

STATEMENT OF PURPOSE

This bibliography was originally compiled by June Kim, a candidate for a master's degree in library and information science (MLIS) at UCLA who interned at the law library at the U.S. Court of Appeals in Pasadena during the fall of 2002. The purpose was to provide a comprehensive reference tool for those interested in the on-going debate over the splitting of the Ninth Circuit. The bibliography was updated and edited by various Ninth Circuit Library staff in April 2004. The bibliography is divided into several sections: legislative materials, monographs, law review and journal articles, and newspapers and magazines.

NOTES

Ms. Kim's bibliography was reformatted for publication on Ninth Circuit Library's website (<http://library.lb9.circ9.dcn>) in May 2003. Minor changes and additions were made to update broken links and provide information about the organizational scheme used for the bibliography.

This document contains several references to the website for the Commission on Structural Alternatives for Federal Courts of Appeals. The Commission ceased operation in March 1999 and its website at <http://app.comm.uscourts.gov/> was closed in late 2002. As part of the U.S. Government Printing Office's Federal Depository Library Program, the Commission's website has been archived *in toto* by the University of North Texas Libraries at: <http://www.library.unt.edu/gpo/csafca/CSAFCA.html>.

To locate publications referenced in this document, please consult the Ninth Circuit Library Catalog (accessible from the Library's home page at <http://library.lb9.circ9.dcn>). Many of the monographs, legislative materials, and law reviews are available from at least one of the libraries within the Circuit. Many of the law review and newspaper articles may also be available online. For assistance in researching or obtaining materials, please contact your local Ninth Circuit librarian.

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(In reverse chronological order)

108th Congress (2003-2004)

Bills

S. 2278, *To amend title 28, United States Code, to provide for the appointment of additional Federal circuit judges, to divide the Ninth Judicial Circuit of the United States into 3 circuits, and for other purposes.* April 1, 2004.

H.R. 2723, *Ninth Circuit Court of Appeals Judgeship and Reorganization Act of 2003.* July 14, 2003.

S. 562, *Ninth Circuit Court of Appeals Judgeship and Reorganization Act of 2003.* March 6, 2003.

H.R. 1033, *Ninth Circuit Court of Appeals Judgeship and Reorganization Act of 2003.* February 27, 2003.

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Testimony: Clifford Wallace, Senior Judge, Ninth Circuit Court of Appeals Judge; Mary Schroeder, Chief Judge, Ninth Circuit Court of Appeals; Diarmuid O'Scannlain, Judge, Ninth Circuit Court of Appeals; Richard Tallman, Judge, Ninth Circuit Court of Appeals Judge; Gerald Tjoflat, Judge, Eleventh Circuit Court of Appeals, John Coughenour, Chief Judge, Western District of Washington.

Subcommittee on Courts, the Internet and Intellectual Property of the House Judiciary Committee. *The Ninth Circuit Court of Appeals Judgeship and Reorganization Act of 2003, H.R. 2723.* October 21, 2003.

Testimony: Mary Schroeder, Chief Judge, Ninth Circuit Court of Appeals; Diarmuid F. O'Scannlain, Judge, Ninth Circuit Court of Appeals; Alex Kozinski, Judge, Ninth Circuit Court of Appeals; Arthur D. Hellman, Professor of Law, University of Pittsburgh School of Law.

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Testimony: Alan G. Lance, Attorney General of the State of Idaho; Mary M. Schroeder, Chief Judge, Ninth Circuit Court of Appeals; Diarmuid F. O'Scannlain, Judge, Ninth Circuit Court of Appeals; Sidney R. Thomas, Judge, Ninth Circuit Court of Appeals.

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S. 253, A bill to provide for the reorganization of the Ninth Circuit, and for other purposes. January 19, 1999.

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Testimony: Arthur D. Hellman, Professor, University of Pittsburgh School of Law; Ronald L. Olson, member of California bar; William N. LaForge, chairman, Committee on Government Relations, Federal Bar Association; Jon Kyl, U.S. Senator from Arizona; Frank H. Murkowski, U.S. Senator from Alaska; Procter Hug, Jr., Chief Judge, Ninth Circuit U.S. Court of Appeals; Charles E. Wiggins, Senior Judge, Ninth Circuit U.S. Court of Appeals; Pamela Ann Rymer, Judge, Ninth Circuit U.S. Court of Appeals; Diarmuid F. O'Scannlain, Judge, Ninth Circuit U.S. Court of Appeals; Eleanor D. Acheson, Assistant Attorney General, U.S. Dept. of Justice; Byron White, retired Supreme Court Justice, Commission Chair; Daniel J. Meador, Professor of Law, Emeritus, University of Virginia, Executive Director of the Commission.

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